

TOWNSHIP OF WALL  
ORDINANCE NO. 9 - 1991

AN ORDINANCE OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF WALL AMENDING AND SUPPLEMENTING CHAPTER XII, "WATER AND SEWER," OF "THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF WALL, 1977", PERTAINING TO BILLING FOR WATER CHARGES, CONNECTION TO THE WATER SUPPLY SYSTEM AND DISCONTINUANCE OF SERVICE.

BE IT ORDAINED by the Township Committee of the Township of Wall in the County of Monmouth and State of New Jersey, as follows:

Section 1. Subsection 12-2.6, "Minimum Charges", pertaining to billing for water services, of Chapter XII, "Water and Sewer", of "The Revised General Ordinances of the Township of Wall, 1977", as amended and supplemented, be and the same is hereby further amended and supplemented by the deletion therefrom of subparagraph 12-2.6j and the substitution therefor of the following:

"j. For multiple uses such as apartment houses, other multiple family structures, trailers, stores or other uses served by a single meter, the annual minimum charge shall be one hundred fifty (\$150.00) dollars per apartment, dwelling unit, store or trailer which are served by a single meter and/or connection, except for owner occupied premises with no more than two single family dwelling units, for which the annual minimum charge shall be one hundred

fifty (\$150.00) dollars."

Section 2. Chapter XII, "Water and Sewer", of "The Revised General Ordinances of the Township of Wall, 1977", as amended and supplemented, Section 12-2, "Water", be and the same is hereby further amended and supplemented by the addition thereto of the following subsections:

"12-2.36 Connection Required; Time. The owner of every existing house, building or structure and the owner of every house, building or structure hereafter to be constructed or acquired, located on a property along the line of any public water supply main now or hereafter constructed or acquired in the township shall, within 60 days of receipt of notice of the mandatory connection date, connect and hook up the water supply facilities of such house, building or structure to such water supply system.

12-2.37 Owner Fails to Connect; Connection by Township. Upon the failure by the owner to so connect or hook up to the water supply system as required by subsection 12-2.36, the township may cause such connection to be made under its direction and supervision or award one or more contracts for the making of such connection. The cost and expense thereof shall be filed under oath with the township clerk by the appropriate township official in charge of the department making said connection. The governing body shall examine the charges and if properly made shall confirm it and file the statement with collector of taxes who shall record the charge

in the same manner as other assessments.

12-2.38 Charges to be a Lien. Every such charge shall bear interest and penalties at the same rate as local improvements and from the time of confirmation shall be a first and paramount lien against the respective property so connected and shall be enforced and collected in the same manner as assessments for local improvements, all as provided in N.J.S.A. 40:63-54 et seq."

Section 3. Subsection 12-3.3, "Discontinuance of Service", pertaining to discontinuance of sewer and/or water service, of Chapter XII, "Water and Sewer", of "The Revised General Ordinances of the Township of Wall, 1977", as amended and supplemented, be and the same is hereby further amended and supplemented by the deletion therefrom of subparagraph 12-3.3a. and the substitution therefor of the following:

"a. For neglecting or failing to make payment of any charge accruing under this Chapter within 30 days after the date the charge is due and payable; or neglecting or failing to make payment of the annual minimum water or sewer charge on or before October 1st in any year; or for neglecting or failing to make payment of excess water use charges on or before December 31st of any year. A written notice of the proposed discontinuance and the reasons therefor shall be mailed to the last known address of the owner of record of a property at least 10 days prior to the date of discontinuance."

Section 4. All Ordinances, or parts thereof, inconsistent with the provisions of this Ordinance, be and the same are hereby repealed to the extent of such inconsistency.

Section 5. Should any section, paragraph, clause or any other portion of this Ordinance be adjudged by a Court of competent jurisdiction to be invalid, such judgment shall not affect or impair the remainder of this Ordinance.

Section 6. This Ordinance shall take effect upon its passage and publication according to the law.

#### NOTICE

Notice is hereby given that the foregoing Ordinance was introduced and passed on first reading by the Township Committee of the Township of Wall on *March 13, 1991* and will be further considered for final passage and adoption at the Wall Township Municipal Building, 2700 Allaire Road, Wall, New Jersey, on *March 27, 1991* at 8 o'clock p.m., or as soon thereafter as the matter can be reached on the agenda, at which time and place all persons interested therein shall be given an opportunity to be heard, and during the week prior to, and up to and including, the date of such meeting, copies of said Ordinance will be made available at the Clerk's office in the Township of Wall Town Hall to the members of the general public who shall request the same.

BEATRICE M. GASSNER, C.M.C.  
Township Clerk